

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

IN RE: VITAMINS ANTITRUST
LITIGATION

) MDL No. 1285
) Misc. No. 99-0197 (TFH)
)

THIS DOCUMENT RELATES TO:
Bayer Corporation v.
F. Hoffmann-La Roche, Ltd., et al.
No. 00-1030 (TFH)

FILED

APR 19 2002

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

**ORDER DISMISSING DEFENDANTS
DEFENDANTS MERCK KgaA, E. MERCK, AND
EM INDUSTRIES, INC. WITH PREJUDICE**

This matter being presented to the Court in connection with Bayer Corporation's Motion to Dismiss Defendants Merck KgaA, E. Merck, and EM Industries, Inc. with Prejudice, which is unopposed, it is hereby:

ORDERED that the Complaint in this action is dismissed with prejudice solely against defendants Merck KgaA, E. Merck, and EM Industries, Inc. This Order is without prejudice to Bayer Corporation's rights or claims against any other defendant in this litigation.

[Signature]
March 17, 2002

[Signature]
Thomas F. Hogan
United States District Judge